

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Craig L. Schmidt et al. Examiner: Schaetzle, Kennedy
Serial No. 10/057,419 Group Art: 3762
Filing Date: January 25, 2002 Docket No.: P-7586.01
Title: IMPLANTABLE MEDICAL DEVICE WITH A DUAL POWER SOURCE

RECEIVED
CENTRAL FAX CENTER
JAN 17 2006

**PETITION FOR CORRECTION OF
INVENTORSHIP UNDER 37 C.F.R. §1.48**

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicants respectfully request to correct the inventorship in the above-identified patent application. An error in naming the correct inventors occurred without deceptive intent. Specifically, Nathan A. Torgerson, Steven L. Jensen, John W. Forsberg, and Raymond F. McMullen were inadvertently not named as inventors, and applicants hereby request to add Nathan A. Torgerson, Steven L. Jensen, John W. Forsberg, and Raymond F. McMullen as inventors.

In accordance with 37 C.F.R. §1.324(a), the following are enclosed in support of this request:

- (1) A written statement signed by Nathan A. Torgerson, Steven L. Jensen, John W. Forsberg, and Raymond F. McMullen, the persons being added as inventors, indicating that the error in inventorship occurred without deceptive intention on their part;
- (2) A statement from each of the current named inventors agreeing to the change of inventorship;

01/18/2006 STEUMEL1 00000023 132546 10057419
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Applicants:
Serial No.
Page 2

(3) A Communication from the Assignee, stating the Assignee's written consent for adding Nathan A. Torgerson, Steven L. Jensen, John W. Forsberg, and Raymond F. McMullen as inventors; and

(4) Copy of executed Assignment document.

The Commissioner is hereby authorized to charge deposit account number 13-2546 in the sum of \$130.00 for the fee set forth in 37 C.F.R. §1.17(l). Please charge any additional fees or credit any overpayment to Deposit Account No. 13-2546.

Respectfully submitted,

Date: 1/17/06



Caroline F. Barry
Reg. No. 41,600
Telephone: (763) 514-
No. 27581

**Medtronic****RECEIVED
CENTRAL FAX CENTER****JAN 17 2006**

Facsimile Cover Sheet

P-7586.01

To: Examiner Kennedy Schaetzle
Company: U.S. Patent and Trademark Office
Phone:
Fax: 571 273 8300

From: Caroline F. Barry
Company:  **Medtronic**
Phone: 763 514 4673
Fax: 763 505 2530

Date: January 17, 2006

**Pages including this
cover page:** 27

Comments: RE: P-7586.01
Serial No. 10/057,419
Applicants: Craig L. Schmidt, et al.
Filed: January 25, 2002
Title: IMPLATABLE MEDICAL DEVICE WITH A DUAL POWER SOURCE

Attached please find the following documents:

- X Petition for Correction of Inventorship Under 37 C.F.R. §1.48 (2 pages)
- X Communication from Assignee (2 pages)
- X Transmittal dated April 3, 2002
- X Assignment Recordation Form Cover Sheet dated April 3, 2002
- X Assignments (Set 1) for Craig L. Schmidt and Paul M. Skarstad
- X Copy of "Received" Postcard dated April 3, 2002
- X Signed Combined Declaration and Power of Attorney for Craig L. Schmidt, Paul M. Skarstad, Nathan A. Torgerson, Steven L. Jensen, John W. Forsberg, and Raymond F. McMullen
- X Statements of Nathan A. Torgerson, Steven L. Jensen, John W. Forsberg, and Raymond F. McMullen
- X Assignments (Set 2) for Craig L. Schmidt, Paul M. Skarstad, Nathan A. Torgerson, Steven L. Jensen, John W. Forsberg, and Raymond F. McMullen
- X Notice to File Missing Parts of Nonprovisional Application - Part 2

IF TELECOPY IS ILLEGIBLE OR ALL PAGES HAVE NOT BEEN RECEIVED, PLEASE CONTACT MOLLY CHLEBECK AT TELEPHONE (763) 514-3118 IMMEDIATELY.

THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS ATTORNEY PRIVILEGED AND CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ON THIS TRANSMITTAL FORM. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION, OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE, AND RETURN THE ORIGINAL MESSAGE TO US AT THE ADDRESS LISTED ABOVE VIA THE U.S. POSTAL SERVICE.

**RECEIVED
CENTRAL FAX CENTER****JAN 17 2006****PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants:	Craig L. Schmidt et al.	Examiner:	Schaetzle, Kennedy
Serial No.	10/057,419	Group Art:	3762
Filing Date:	January 25, 2002	Docket No.:	P-7586.01
Title:	IMPLANTABLE MEDICAL DEVICE WITH A DUAL POWER SOURCE		

COMMUNICATION FROM ASSIGNEE

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

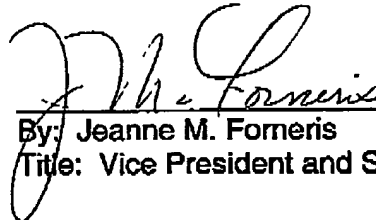
Medtronic, Inc., a corporation organized and existing under the laws of the State of Minnesota and having a place of business at 710 Medtronic Parkway, Minneapolis, Minnesota 55432, represents that it is the assignee of rights in U.S. Serial No. 10/057,419, Filed January 25, 2002, and entitled IMPLANTABLE MEDICAL DEVICE WITH A DUAL POWER.

Medtronic, Inc. hereby consents to the addition of Nathan A. Torgerson, Steven L. Jensen, John W. Forsberg, and Raymond F. McMullen as inventors of the above-identified application.

Attached hereto is a copy of the executed assignment document for the subject application, which was submitted to the U.S. Patent and Trademark Office for recordation on April 3, 2002.

I hereby declare that I am authorized to act on behalf of the assignee, that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date: January 17, 2006


By: Jeanne M. Forneris
Title: Vice President and Senior Counsel

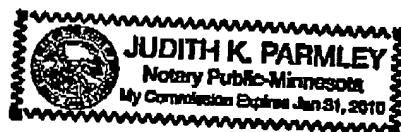
STATE OF MINNESOTA

ss.

COUNTY OF ANOKA

On this 17th day of January, 2006, before me personally appeared Jeanne M. Forneris, to me known to be the person described in and who executed the foregoing instrument and acknowledged that he executed the same as his free act and deed.

IN WITNESS WHEREOF, I have hereunto affixed my official signature with the seal of my office, the day and year above written.




Notary Public

DOCKET NO: P-7586.01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**TRANSMITTAL**

In re Application of: Craig L. Schmidt et al.
For: IMPLANTABLE MEDICAL DEVICE WITH A DUAL POWER SOURCE
Serial No.: 10/057,419
Filed: January 25, 2002

CERTIFICATE OF MAILING UNDER 37 CFR 1.8: I hereby certify that this **TRANSMITTAL** and the paper(s), as described herein, are being deposited in the U.S. Postal Service, as first class mail, addressed to U.S. Patent and Trademark Office, Assignment Division, Washington, D.C. 20231 on this 3rd day of April, 2002.

Signature

Molly Chlebeck

Printed Name

Commissioner for Patents
Washington, D.C. 20231
Attn: Box Assignment

Sir:

We are transmitting herewith the attached:

- X Assignment
- X Assignment Cover Sheet
- X Return Postcard

- ☐ Applicant hereby petitions for a _____ month(s) extension of time. If an additional extension of time is required, please consider this a petition therefor.
- X Please charge Deposit Account 13-2546 for the Assignment Recordal Fee for a Total of \$40.00.
- X Applicant believes that no extension of term is required. However, if an extension of time is required, please consider this a petition therefor to provide for the possibility that applicant has inadvertently overlooked the need for an extension of time and charge same to Deposit Account 13-2546.

Date

Atty: Michael C. Soldner

Reg. No. 41,455

MEDTRONIC, INC.

710 Medtronic Parkway N.E.

Minneapolis, Minnesota 55432-5604

Telephone: (763) 514-4842

FORM PTO-1584
1-31-92
P-7586.01ASSIGNMENT RECORDATION FORM COVER SHEET
PATENTS ONLYU.S. DEPARTMENT OF COMMERCE
Patent and Trademark OfficeTo the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Craig L. Schmidt
Paul M. Skarstad

2. Name and address of receiving party(ies):

Name: MEDTRONIC, INC.
Internal Address: M.S. LC 340
Street Address: 710 Medtronic Parkway
City: MINNEAPOLIS State: MN Zip: 55432

Additional name(s) of conveying party(ies) attached? [] Yes [X] No

3. Nature of conveyance:

☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Other _____Execution Date: 03/22/2002 Craig L. Schmidt
03/22/2002 Paul M. Skarstad

Additional name(s) & address(es) attached? [] Yes [X] No

4. Application number(s) or patent number(s): 10/057,419

If this document is being filed together with a new application, the execution date of the application is:

A. Patent Application No.(s)

Additional numbers attached? [] Yes [X] No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Michael C. Soldner
Address: MEDTRONIC, INC.
710 Medtronic Parkway
M.S. LC 340
Minneapolis, Minnesota 55432

6. Total number of applications and patents involved: 1

7. Total fee (\$7 CFR 3.41): \$40.00

☐ Enclosed
☒ Authorized to be charged to deposit account8. Deposit Account Number: 13-2546
(Attach duplicate copy of this page)

DO NOT USE THIS SPACE

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Michael C. Soldner
Name of Person Signing
SignatureApril 3, 2002
Date

Total number of pages including cover sheet, attachments and document: 4

Do not detach this portion

Mail documents to be recorded with required cover sheet information to:

Commissioner of Patents and Trademarks
Box Assignments
Washington, D.C. 20231

Public burden reporting for this sample cover sheet is estimated to average about 30 minutes per document to be recorded, including time for reviewing the document and gathering the data needed, and completing and reviewing the sample cover sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Office of Information Systems, PK2-1000C, Washington, D.C. 20231, and to the Office of Management and Budget, Paperwork Reduction Project (0651-0011), 1 Washington, D.C. 20503.

ATTORNEY DOCKET: P-7586.01

ASSIGNMENT

WHEREAS, WE, CRAIG L. SCHMIDT AND PAUL M. SKARSTAD, are the inventors of IMPLANTABLE MEDICAL DEVICE WITH A DUAL POWER SOURCE for which we have executed an application for filing in the United States Patent and Trademark Office preparatory to obtaining Letters Patent of the United States on ___, therefor; and

WHEREAS, MEDTRONIC, INC. a corporation organized and existing under the laws of the State of Minnesota and having a principal place of business at 710 Medtronic Parkway N.E., Minneapolis, Minnesota 55432-5640, hereinafter referred to as "Corporation," is desirous of acquiring the entire right, title and interest in and to said invention for the United States and for all foreign countries and in and to any and all foreign and domestic Letters Patent which may be granted therefor;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, we have sold, assigned, transferred and set over and by these presents do sell, assign, transfer and set over unto Corporation, its successors and assigns, the entire right, title and interest in and to said invention and the entire right, title and interest in and to any and all Letters Patent of the United States and any foreign countries which may be granted therefor including our rights under the International Convention for the Protection of Industrial Property, and in and to any and all extensions, divisions, continuations, continuations-in-part or reissues of said Letters Patent that may be granted, the same to be held and enjoyed by Corporation for its own use and behoof and use and behoof of its successors and assigns to the full end of the term for which said Letters Patent may be granted, as fully and entirely as the same would have been held and enjoyed by me had this assignment and sale not been made;

AND, for the consideration aforesaid, we materially represent to Corporation, its successors and assigns, that at the time of the execution and delivery of these presents, we are the sole lawful owners of the entire right, title and interest in and to the invention, application and Letters Patent above mentioned, and that the same are unencumbered, and that we have good right and lawful authority to sell and convey the same in the manner herein set forth;

AND, for the consideration aforesaid, we hereby individually covenant and agree to and with Corporation, its successors and assigns, that whenever its counsel or the counsel of its successors or assigns, learned in the law, shall advise that an amendment or division of, or continuation or any continuation-in-part thereof, or any other proceeding in connection with the filing or prosecution of said domestic or foreign patent applications, including interference proceedings, is lawful and desirable, or that a reissue of extension of said Letters Patent is lawful and desirable, we, or our executors, administrators or assigns will sign all papers and drawings, take all rightful oaths, and do all acts necessary or required to be done for the procurement of valid Letters Patent for said invention, or for the reissue or extension of the same, without charge to Corporation, its successors or assigns, but at Corporation's expense.

ASSIGNMENT

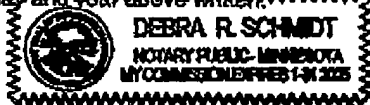
I hereby request the Honorable Commissioner of Patents and Trademarks to issue the Letters Patent to Corporation in accordance with this instrument.

IN WITNESS WHEREOF, I have hereunto set my hand on this 22nd day of March, 2002.

Craig L. Schmidt
Craig L. Schmidt

On this 22 day of March, 2002, before me personally appeared Craig L. Schmidt, to me known to be the person described in and who executed the foregoing instrument and acknowledged that s/he executed the same as his/her free act and deed.

IN WITNESS WHEREOF, I have hereunto affixed my official signature with the seal of my office, the day and year first above written.



Debra R. Schmidt
Notary Public

ASSIGNMENT

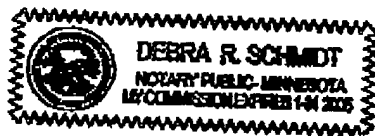
I hereby request the Honorable Commissioner of Patents and Trademarks to issue the Letters Patent to Corporation in accordance with this instrument.

IN WITNESS WHEREOF, I have hereunto set my hand on this 22 day of March, 2002.

Paul M. Skarstad
Paul M. Skarstad

On this 22 day of March, 2002, before me personally appeared Paul M. Skarstad, to me known to be the person described in and who executed the foregoing instrument and acknowledged that s/he executed the same as his/her free act and deed.

IN WITNESS WHEREOF, I have hereunto affixed my official signature with the seal of my office, the day and year above written.



Debra R. Schmidt
Notary Public

ASSIGNMENT
Page 3 of 3

The "RECEIVED" stamp of the United States Patent and Trademark Office imprinted hereon acknowledges receipt of:

X Transmittal
X Assignment
X Assignment Cover Sheet

In re Application of: Craig L. Schmidt et al.
For: IMPLANTABLE MEDICAL DEVICE WITH A DUAL POWER
SOURCE
Serial No.: 10/057,419
Filed: January 25, 2002

DOCKET: P-7586.01
MCS/mc

Mailed: April 3, 2002

ATTORNEY DOCKET: P7586.01

PATENT

UNITED STATES PATENT APPLICATION
COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor I hereby declare that my residence, post office address and citizenship are as stated below next to my name; that

I verify believe I am the original, first and sole inventor (if only one name is listed below) or a joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: IMPLANTABLE MEDICAL DEVICE WITH A DUAL POWER SOURCE, the specification of which:

☐ is attached hereto
☒ was filed on January 25, 2002 under application serial no. 10/057,419, which I have reviewed and for which I solicit a United States patent.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

☐ Including for continuation-in-part applications, material information which became available between the filing date of the prior application Serial No. , filed , and the national or PCT international filing date of the continuation-in-part application.¹
(For CIP applications)

I hereby claim foreign priority benefits under Title 35, United States Code, §119/365 of any foreign application(s) for patent of inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on the basis of which priority is claimed:

☒ no such applications have been filed.
☐ such applications have been filed as follows:

FOREIGN APPLICATION(S), IF ANY, CLAIMING PRIORITY UNDER 35 USC §119

COUNTRY	APPLICATION NUMBER	DATE OF FILING	DATE OF ISSUE

ALL FOREIGN APPLICATIONS, IF ANY, FILED BEFORE THE PRIORITY APPLICATION(S)

COUNTRY	APPLICATION NUMBER	DATE OF FILING	DATE OF ISSUE

I hereby claim the benefit under Title 35, United States Code, §120/365 of any United States and PCT international application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. APPLICATION NUMBER	DATE OF FILING	STATUS (patented, pending, abandoned)

1

¹ § 1.56 Duty of disclosure; fraud, striking or rejection of applications.

(a) A duty of candor and good faith toward the Patent and Trademark Office rests on the inventor, on each attorney or agent who prepares or prosecutes the application and on every other individual who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application. All such individuals have a duty to disclose to the Office information they are aware of which is material to the patentability of the application. Such information is material where there is substantial likelihood that a reasonable examiner would consider it important in deciding whether to allow the application to issue as a patent. The duty is commensurate with the degree of involvement in the preparation or prosecution of the application.

DECLARATION AND POWER OF ATTORNEY

Page 1 of 3
P7586.01

I hereby appoint the attorney(s) and/or agent(s) associated with:

Customer No. 27581

to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith.

Please direct all correspondence in this case to: Caroline F. Barty, Customer No. 27581.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

201	Full Name of Inventor	FIRST NAME CRAIG	MIDDLE INITIAL L	LAST NAME SCHMIDT
	Residence & Citizenship	CITY EAGAN	STATE OR FOREIGN COUNTRY MINNESOTA	COUNTRY of CITIZENSHIP US
	Post Office Address	POST OFFICE ADDRESS 831 HIDDEN MEADOW TRAIL	CITY EAGAN	STATE/ZIP/COUNTRY MINNESOTA/55123/US
SIGNATURE OF INVENTOR 201: <i>Craig Schmidt</i>				DATE: 1-13-06

202	Full Name of Inventor	FIRST NAME PAUL	MIDDLE INITIAL M.	LAST NAME SKARSTAD
	Residence & Citizenship	CITY PLYMOUTH	STATE OR FOREIGN COUNTRY MINNESOTA	COUNTRY of CITIZENSHIP US
	Post Office Address	POST OFFICE ADDRESS 2415 GARLAND LANE	CITY PLYMOUTH	STATE/ZIP/COUNTRY MINNESOTA/55447/US
SIGNATURE OF INVENTOR 202:				DATE:

203	Full Name of Inventor	FIRST NAME NATHAN	MIDDLE INITIAL A.	LAST NAME TORGERSON
	Residence & Citizenship	CITY ANDOVER	STATE OR FOREIGN COUNTRY MINNESOTA	COUNTRY of CITIZENSHIP US
	Post Office Address	POST OFFICE ADDRESS 13618 BITTERSWEET STREET NW	CITY ANDOVER	STATE/ZIP/COUNTRY MINNESOTA/55304/US
SIGNATURE OF INVENTOR 203:				DATE:

DECLARATION AND POWER OF ATTORNEY
Page 2 of 3
P7586.01

I hereby appoint the attorney(s) and/or agent(s) associated with:

Customer No. 27581

to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith.

Please direct all correspondence in this case to: Caroline F. Barry, Customer No. 27581.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2 0 1	Full Name of Inventor	FIRST NAME CRAIG	MIDDLE INITIAL L	LAST NAME SCHMIDT
	Residence & Citizenship	CITY EAGAN	STATE OR FOREIGN COUNTRY MINNESOTA	COUNTRY of CITIZENSHIP US
	Post Office Address	POST OFFICE ADDRESS 831 HIDDEN MEADOW TRAIL	CITY EAGAN	STATE/ZIP/COUNTRY MINNESOTA/55123/US
SIGNATURE OF INVENTOR 201:				DATE:

2 0 2	Full Name of Inventor	FIRST NAME PAUL	MIDDLE INITIAL M.	LAST NAME SKARSTAD
	Residence & Citizenship	CITY PLYMOUTH	STATE OR FOREIGN COUNTRY MINNESOTA	COUNTRY of CITIZENSHIP US
	Post Office Address	POST OFFICE ADDRESS 2415 GARLAND LANE	CITY PLYMOUTH	STATE/ZIP/COUNTRY MINNESOTA/55447/US
SIGNATURE OF INVENTOR 202: <i>Paul M. Skarstad</i>				DATE: 12 Jan 2006

2 0 3	Full Name of Inventor	FIRST NAME NATHAN	MIDDLE INITIAL A.	LAST NAME TORGERSON
	Residence & Citizenship	CITY ANDOVER	STATE OR FOREIGN COUNTRY MINNESOTA	COUNTRY of CITIZENSHIP US
	Post Office Address	POST OFFICE ADDRESS 13618 BITTERSWEET STREET NW	CITY ANDOVER	STATE/ZIP/COUNTRY MINNESOTA/55304/US
SIGNATURE OF INVENTOR 203: <i>Nathan A. Torgerson</i>				DATE: 11 JAN 2006

DECLARATION AND POWER OF ATTORNEY
Page 2 of 3
P7586.01

2	Full Name of Inventor	FIRST NAME STEVEN	MIDDLE INITIAL L	LAST NAME JENSEN
0	Residence & Citizenship	CITY COON RAPIDS	STATE OR FOREIGN COUNTRY MINNESOTA	COUNTRY of CITIZENSHIP US
4	Post Office Address	POST OFFICE ADDRESS 1614 121st CIRCLE NW	CITY COON RAPIDS	STATE/ZIP/COUNTRY MINNESOTA/55304/US
SIGNATURE OF INVENTOR 204:				DATE: 1/11/2006

2	Full Name of Inventor	FIRST NAME JOHN	MIDDLE INITIAL W.	LAST NAME FORSBERG
0	Residence & Citizenship	CITY ST. PAUL	STATE OR FOREIGN COUNTRY MINNESOTA	COUNTRY of CITIZENSHIP US
5	Post Office Address	POST OFFICE ADDRESS 5775 LAMETTI LANE	CITY ST. PAUL	STATE/ZIP/COUNTRY MINNESOTA/55126/US
SIGNATURE OF INVENTOR 205:				DATE: Jan 11, 2006

2	Full Name of Inventor	FIRST NAME RAYMOND	MIDDLE INITIAL F.	LAST NAME MCMULLEN
0	Residence & Citizenship	CITY SHOREWOOD	STATE OR FOREIGN COUNTRY MINNESOTA	COUNTRY of CITIZENSHIP US
6	Post Office Address	POST OFFICE ADDRESS 6055 MAPLE LEAF CIRCLE	CITY SHOREWOOD	STATE/ZIP/COUNTRY MINNESOTA/55331/US
SIGNATURE OF INVENTOR 206:				DATE: 17 January 2006

☒ This is the final page of this declaration

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Craig L. Schmidt et al.

Examiner:

K. Schaetzle

**RECEIVED
CENTRAL FAX CENTER**

Serial No.: 10/057,419

Group Art Unit:

3762

JAN 17 2006

Filed: January 25, 2002

Atty. Docket No.:

P7586.01

Title: IMPLANTABLE MEDICAL DEVICE WITH A DUAL POWER SOURCE**STATEMENT OF NATHAN A. TORGERSON**

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

I have read the above-identified patent application. I state that the omission of myself as an inventor on the patent application was an error that was without deceptive intent on my part.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: 11 JAN 2006

Nathan A. Torgerson
Nathan A. Torgerson

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Craig L. Schmidt et al.

Examiner:

K. Schaetzle

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CENTRAL FAX CENTER

Serial No.: 10/057,419

Group Art Unit:

3762

JAN 17 2006

Filed: January 25, 2002

Atty. Docket No.:

P7586.01

Title: IMPLANTABLE MEDICAL DEVICE WITH A DUAL POWER SOURCE**STATEMENT OF STEVEN L. JENSEN**Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

I have read the above-identified patent application. I state that the omission of myself as an inventor on the patent application was an error that was without deceptive intent on my part.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: 1-11-2006

Steven L. Jensen

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Craig L. Schmidt et al.

Examiner:

K. Schaetzle

Serial No.: 10/057,419

Group Art Unit:

3762

Filed: January 25, 2002

Atty. Docket No.:

P7586.01

**RECEIVED
CENTRAL FAX CENTER****JAN 17 2006****Title: IMPLANTABLE MEDICAL DEVICE WITH A DUAL POWER SOURCE****STATEMENT OF JOHN W. FORSBERG**

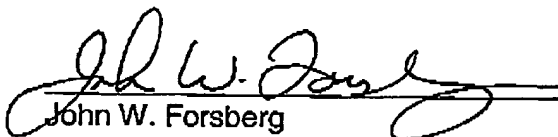
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

I have read the above-identified patent application. I state that the omission of myself as an inventor on the patent application was an error that was without deceptive intent on my part.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date:

Jan 11, 06
John W. Forsberg

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Craig L. Schmidt et al.

Examiner:

K. Schaetzle

Serial No.: 10/057,419

Group Art Unit:

3762

Filed: January 25, 2002

Atty. Docket No.:

P7586.01

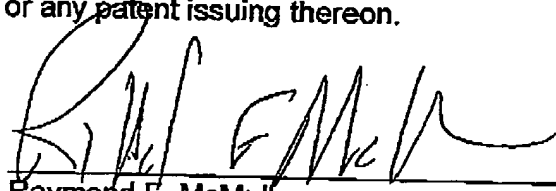
**RECEIVED
CENTRAL FAX CENTER****JAN 17 2006****Title: IMPLANTABLE MEDICAL DEVICE WITH A DUAL POWER SOURCE****STATEMENT OF RAYMOND F. MCMULLEN**

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

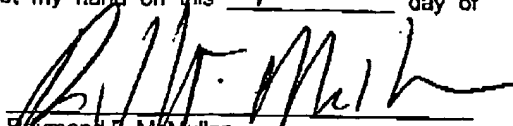
I have read the above-identified patent application. I state that the omission of myself as an inventor on the patent application was an error that was without deceptive intent on my part.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: 17 January 2006
Raymond F. McMullen

I hereby request the Honorable Commissioner of Patents and Trademarks to issue the Letters Patent to Corporation in accordance with this instrument.

IN WITNESS WHEREOF, I have hereunto set my hand on this 12 day of January, 2006.


Raymond F. McMullen

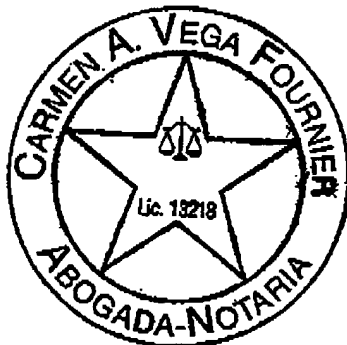
STATE OF MINNESOTA

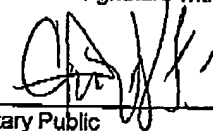
COUNTY OF ANOKA

Affidavit No. 154

On this 12 day of January, 2006, before me personally appeared Raymond F. McMullen, to me known to be the person described in and who executed the foregoing instrument and acknowledged that s/he executed the same as his/her free act and deed.

IN WITNESS WHEREOF, I have hereunto affixed my official signature with the seal of my office, the day and year above written.




Notary Public

ATTORNEY DOCKET: P7586.01

ASSIGNMENT

WHEREAS, WE, Craig L. Schmidt, Paul M. Skarstad, Nathan A. Torgerson, Steven L. Jensen, John W. Forsberg and Raymond F. McMullen, are the inventors of IMPLANTABLE MEDICAL DEVICE WITH A DUAL POWER SOURCE, for which an application for a United States Patent was filed on January 25, 2002 under Serial No. 10/057,419; and

WHEREAS, MEDTRONIC, INC., a corporation organized and existing under the laws of the State of Minnesota and having a principal place of business at 710 Medtronic Parkway N.E., Minneapolis, Minnesota 55432-5640, hereinafter referred to as "Corporation," is desirous of acquiring the entire right, title and interest in and to said invention for the United States and for all foreign countries and in and to any and all foreign and domestic Letters Patent which may be granted therefor;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, we have sold, assigned, transferred and set over and by these presents do sell, assign, transfer and set over unto Corporation, its successors and assigns, the entire right, title and interest in and to said invention and the entire right, title and interest in and to any and all Letters Patent of the United States and any foreign countries which may be granted therefor including our rights under the International Convention for the Protection of Industrial Property, and in and to any and all extensions, divisions, continuations, continuations-in-part or reissues of said Letters Patent that may be granted, the same to be held and enjoyed by Corporation for its own use and behoof and use and behoof of its successors and assigns to the full end of the term for which said Letters Patent may be granted, as fully and entirely as the same would have been held and enjoyed by me had this assignment and sale not been made, and also hereby authorize Corporation and its employees to fill in the serial number and filing date above after this document has been executed;

AND, for the consideration aforesaid, we materially represent to Corporation, its successors and assigns, that at the time of the execution and delivery of these presents, we are the sole lawful owners of the entire right, title and interest in and to the invention, application and Letters Patent above mentioned, and that the same are unencumbered, and that we have good right and lawful authority to sell and convey the same in the manner herein set forth, and hereby grant Corporation the right to fill in the serial number and filing date in this document upon their receipt;

AND, for the consideration aforesaid, we hereby individually covenant and agree to and with Corporation, its successors and assigns, that whenever its counsel or the counsel of its successors or assigns, learned in the law, shall advise that an amendment or division of, or continuation or any continuation-in-part thereof, or any other proceeding in connection with the filing or prosecution of said domestic or foreign patent applications, including interference proceedings, is lawful and desirable, or that a reissue of extension of said Letters Patent is lawful and desirable, we, or our executors, administrators or assigns will sign all papers and drawings, take all rightful oaths, and do all acts necessary or required to be done for the procurement of valid Letters Patent for said invention, or for the reissue or extension of the same, without charge to Corporation, its successors or assigns, but at Corporation's expense.

ASSIGNMENT
Page 1 of 7
P7586.01

I hereby request the Honorable Commissioner of Patents and Trademarks to issue the Letters Patent to Corporation in accordance with this instrument.

IN WITNESS WHEREOF, I have hereunto set my hand on this 13th day of January 2006.

Craig L. Schmidt

Craig L. Schmidt

STATE OF MINNESOTA

COUNTY OF ~~ANGKA~~ Hennepin

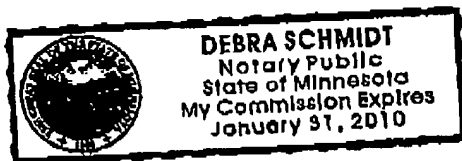
On this 13 day of January, 2006, before me personally appeared Craig L. Schmidt, to me known to be the person described in and who executed the foregoing instrument and acknowledged that s/he executed the same as his/her free act and deed.

IN WITNESS WHEREOF, I have hereunto affixed my official signature with the seal of my office, the day and year above written.

Debra B. Schmidt

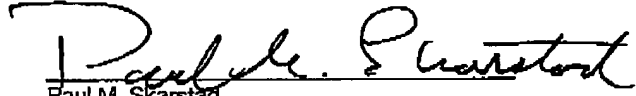
Notary

Public



I hereby request the Honorable Commissioner of Patents and Trademarks to issue the Letters Patent to Corporation in accordance with this instrument.

IN WITNESS WHEREOF, I have hereunto set my hand on this 12th day of January, 2006.


Paul M. Skarstad

STATE OF MINNESOTA

COUNTY OF ANOKA

On this 12th day of January, 2006, before me personally appeared Paul M. Skarstad, to me known to be the person described in and who executed the foregoing instrument and acknowledged that s/he executed the same as his/her free act and deed.

IN WITNESS WHEREOF, I have hereunto affixed my official signature with the seal of my office, the day and year above written.




Notary Public

I hereby request the Honorable Commissioner of Patents and Trademarks to issue the Letters Patent to Corporation in accordance with this instrument.

IN WITNESS WHEREOF, I have hereunto set my hand on this 11 day of January, 2006.

Nathan A. Torgerson
Nathan A. Torgerson

STATE OF MINNESOTA

COUNTY OF ANOKA

On this 11 day of January, 2006, before me personally appeared Nathan A. Torgerson, to me known to be the person described in and who executed the foregoing instrument and acknowledged that s/he executed the same as his/her free act and deed.

IN WITNESS WHEREOF, I have hereunto affixed my official signature with the seal of my office, the day and year above written.



Molly McClellan
Notary Public

I hereby request the Honorable Commissioner of Patents and Trademarks to issue the Letters Patent to Corporation in accordance with this instrument.

IN WITNESS WHEREOF, I have hereunto set my hand on this 11th day of January, 2006.


Steven L. Jensen

STATE OF MINNESOTA

COUNTY OF ANOKA

On this 11th day of January, 2006, before me personally appeared Steven L. Jensen, to me known to be the person described in and who executed the foregoing instrument and acknowledged that s/he executed the same as his/her free act and deed.

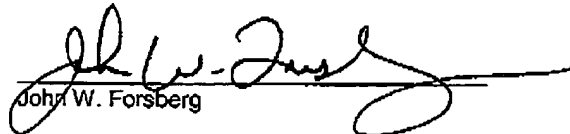
IN WITNESS WHEREOF, I have hereunto affixed my official signature with the seal of my office, the day and year above written.


Notary Public



I hereby request the Honorable Commissioner of Patents and Trademarks to issue the Letters Patent to Corporation in accordance with this instrument.

IN WITNESS WHEREOF, I have hereunto set my hand on this 11th day of January, 2006.


John W. Forsberg

STATE OF MINNESOTA

COUNTY OF ANOKA

On this 11th day of January, 2006, before me personally appeared John W. Forsberg, to me known to be the person described in and who executed the foregoing instrument and acknowledged that s/he executed the same as his/her free act and deed.

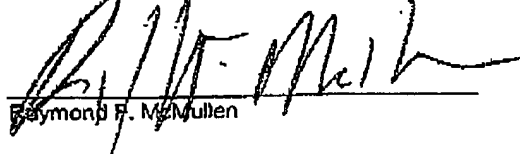
IN WITNESS WHEREOF, I have hereunto affixed my official signature with the seal of my office, the day and year above written.




Notary Public

I hereby request the Honorable Commissioner of Patents and Trademarks to issue the Letters Patent to Corporation in accordance with this instrument.

IN WITNESS WHEREOF, I have hereunto set my hand on this 12 day of January, 2006.


Raymond F. McMullen


STATE OF MINNESOTA

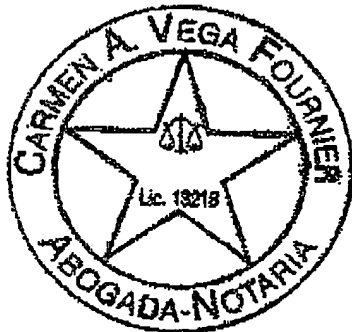
COUNTY OF ANOKA

Affidavit No. 157

On this 12 day of January, 2006, before me personally appeared Raymond F. McMullen, to me known to be the person described in and who executed the foregoing instrument and acknowledged that s/he executed the same as his/her free act and deed.

IN WITNESS WHEREOF, I have hereunto affixed my official signature with the seal of my office, the day and year above written.


Notary Public



ASSIGNMENT
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P7686.01